



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Keith L. Henk

Appln. No. : 10/628,669

Filed : July 28, 2003

Title : MEDIA HOLDING DEVICE

Docket No. : N322.12-0001

Group Art Unit: 3634

Examiner: Novosad, Jennifer Eleanore

EXPRESS MAIL COVER SHEET

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SENT VIA EXPRESS MAIL

Express Mail No.: EV 485708779 US

The following papers are being transmitted via **EXPRESS MAIL** to the U.S. Patent and Trademark Office on the date shown below:

1. Postcard;
2. Fee Transmittal (in duplicate); and
3. Response.

Respectfully submitted,

KINNEY & LANGE, P.A.

Date: 1/25/05

By 

David R. Fairbairn, Reg. No. 26,047
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FEE TRANSMITTAL

| | | Complete if Known | | | | |
|---|-----------------------|-----------------------------|----------------------------|---|--|---|
| | | Application No. | 10/628,669 | | | |
| | | Filing Date | July 28, 2003 | | | |
| | | First Named Inventor | Keith L. Henk | | | |
| | | Group Art Unit | 3634 | | | |
| | | Examiner Name | Novosad, Jennifer Eleanore | | | |
| Total Amount of Payment \$0.00 | | Atty. Docket Number | N322.12-0001 | | | |
| METHOD OF PAYMENT (Check One) | | FEE CALCULATION (Continued) | | | | |
| 1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and credit any over payments to Deposit Account No.11-0982. Deposit Account Name: Kinney & Lange, P.A. A duplicate copy of this communication is enclosed. | | 3. ADDITIONAL FEES | | | | |
| 2. <input type="checkbox"/> Check Enclosed | | | | | | |
| FEE CALCULATION | | | | | | |
| 1. BASIC FILING FEE | | | | | | |
| FILING FEE SEARCH FEES EXAM FEES | | | | | | |
| Appn. Type | FEE/SMALL | FEE/SMALL | FEE/SMALL | FEE PD. | | |
| Utility | 300 / 150 | 500 / 250 | 200 / 100 | - | | |
| Design | 200 / 100 | 100 / 50 | 130 / 65 | - | | |
| Reissue | 300 / 150 | 500 / 250 | 600 / 300 | - | | |
| Provisional | 200 / 100 | -0- / -0- | -0- / -0- | - | | |
| Subtotal (1) \$0.00 | | | | | | |
| 2. EXTRA CLAIM FEES | | | | | | |
| | Number Claims | Prior | Extra | Fee from Fee Paid Below | | |
| Total | - | = | X | = | | |
| Indep. | - | = | X | = | | |
| Multiple Dependent Claims - = - | | | | | | |
| Insert 3 and 20, or number previously paid if greater; Reissue see below | | | | | | |
| Large Entity Fee Code | Small Entity Fee Code | Fee (\$) | Fee (\$) | Description | | |
| 1202 | 2202 | 50 | 25 | Claims in excess of 20 | | |
| 1201 | 2201 | 200 | 100 | Independent claims in excess of 3 | | |
| 1203 | 2203 | 360 | 180 | Multiple Dependent Claim | | |
| 1204 | 2204 | 200 | 100 | Reissue Independent Claims Over Original Patent | | |
| 1205 | 2205 | 50 | 25 | Reissue claims in excess of 20 and over original patent | | |
| 3. APPLICATION SIZE FEE | | | | | | |
| If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 small) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 C.F.R. 1.16(s). \$0.00 | | | | | | |
| Subtotal (2) \$0.00 | | | | | | |
| | | Large Entity Fee Code | Small Entity Fee Code | Fee Description | Fee paid | |
| | | 1051 | 130 | 2051 65 | Surcharge - Late filing fee or oath | - |
| | | 1052 | 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet | - |
| | | 1053 | 130 | 1053 130 | Non-English specification | - |
| | | 1812 | 2,520 | 1812 2,520 | For Filing a Request for Reexamination | - |
| | | 1251 | 120 | 2251 60 | Extension for reply within first month | - |
| | | 1252 | 450 | 2252 225 | Extension for reply within second month | - |
| | | 1253 | 1,020 | 2253 510 | Extension for reply within third month | - |
| | | 1254 | 1,590 | 2254 795 | Extension for reply within fourth month | - |
| | | 1255 | 2,160 | 2255 1,080 | Extension for reply within fifth month | - |
| | | 1402 | 500 | 2402 250 | Filing a brief in support of an appeal | - |
| | | 1403 | 1,000 | 2403 500 | Request for oral hearing | - |
| | | 1814 | 130 | 2814 65 | Terminal Disclaimer Fee | - |
| | | 1452 | 500 | 2452 250 | Petition to revive - unavoidable | - |
| | | 1453 | 1,500 | 2453 750 | Petition to revive - unintentional | - |
| | | 1501 | 1,400 | 2501 700 | Utility/Reissue issue fee | - |
| | | 1502 | 800 | 2502 400 | Design issue fee | - |
| | | 1460 | 130 | 1460 130 | Petitions to the Commissioner | - |
| | | 1807 | 50 | 1807 50 | Petitions related to provisional applications | - |
| | | 1806 | 180 | 1806 180 | Submission of Information Disclosure Statement | - |
| | | 8021 | 40 | 8021 40 | Recording each patent assignment per property (times number of properties) | - |
| | | 1801 | 790 | 2801 395 | Request for Continued Examination (RCE) | - |
| | | Other fee (specify) _____ | | | | - |
| | | Subtotal (3) \$0.00 | | | | - |

Signature David R. Fairbairn
David R. Fairbairn

Reg. No. 26,047

Date 1/25/05

Deposit Account No. 11-0982



1-26-05

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RESPONSE

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This is in response to the Office Action mailed on January 10, 2005. Pursuant to the Examiner's restriction requirement, Applicant elects species (a), which the Examiner identifies as Figures 1a-1c, 2a, and 3-8. The claims that read on species (a) include claims 1-7, 9-14, 16, 29-34, 37-39, 41-45, 47, and 48. Independent claim 1 is generic to all of the species identified by the Examiner. Independent claim 29 is generic to all of the species identified by the Examiner, except species (e). Independent claim 37 is generic to species (a)-(d).

The Examiner also stated that if Applicant elects species (a), then Applicant must also elect one of sub-species (i)-(iv), which respectively correspond to Figures 9a-9d. However, sub-species (i)-(iv) are alternative embodiments of Figures 7 and 8, which the Examiner identifies under species (a). As such, Applicant elects the sub-specie identified in Figures 7 and 8 in lieu of sub-species (i)-(iv).

Respectfully submitted,

KINNEY & LANGE, P.A.

Date: 1/25/05

By: David R. Fairbairn

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